

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA

JAMAL MOHAMMED FAYYADH,	:	CIVIL ACTION
	:	
Plaintiff,	:	
	:	
v.	:	
	:	NO. 18-4882
ANDREW SAUL, ¹	:	
Commissioner of Social Security,	:	
	:	
Defendant.	:	

ORDER

AND NOW, this 22nd day of October, 2019, upon consideration of Plaintiff's Request for Review (Doc. No. 12), Defendant's Response thereto (Doc. No. 15), Plaintiff's Reply (Doc. No. 16), Defendant's Motion to Stay (Doc. No. 17) and Plaintiff's Response thereto (Doc. No. 18),
IT IS HEREBY ORDERED THAT:

1. Defendant's Motion to Stay is **DENIED**;
2. Plaintiff's Request for Review is **GRANTED**;
3. This matter is **REMANDED** to the Commissioner of Social Security for further proceedings consistent with the accompanying Memorandum Opinion before an ALJ other than the one who previously heard it—one who has been properly appointed in compliance with the Appointments Clause of the United States Constitution; and
4. The Clerk of Court shall mark this case **CLOSED**.

¹ Andrew Saul, the current Commissioner of Social Security, has been automatically substituted as the Defendant in this case pursuant to Fed. R. Civ. P. 25(d).

BY THE COURT:

/s/ Marilyn Heffley

MARILYN HEFFLEY

UNITED STATES MAGISTRATE JUDGE